

4247  
1 BILL NO. G-78-10-21

2 GENERAL ORDINANCE NO. G-10-79

3 AN ORDINANCE amending General Ordinance  
4 No. G-97 by authorizing the vacation of  
a certain street.

5 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE,  
6 INDIANA:

7 SECTION 1. Petition for the vacation of a certain street having  
8 been filed with the Fort Wayne City Plan Commission in accordance with  
9 Section 44, chapter 174, of the Acts of the General Assembly of the State  
10 of Indiana, as amended by Section 3, Chapter 385, of the Acts of 1963 of  
11 the General Assembly of the State of Indiana (I.C. 18-7-5-46), the  
12 Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by  
13 the Common Council of the City of Fort Wayne on November 26, 1963, is  
14 amended by deleting the following street, to wit:

15 "That portion of Rathert Lane, an east-west street,  
16 approximately twenty-five (25) feet in width, said  
portion running from the east property line of  
17 Dusing Avenue to the west property line of Lot No.  
5 in Fernhill Place Amended Addition to the City of  
18 Fort Wayne, Indiana."

19 ALSO,

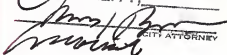
20 "That portion of Dusing Avenue, a north-south street,  
approximately fifty (50) feet in width, said portion  
21 running from the south property line of Rathert Lane  
to a point twenty-five (25) feet north of the south  
22 property line of Lot No. 5 in Fernhill Place Amended  
Addition to the City of Fort Wayne, Indiana."

23 SECTION 2. After passage of this Ordinance, approval by the Mayor  
24 and legal publication, a duly certified copy of this Ordinance, of the re-  
25 commendation of the Fort Wayne City Plan Commission, and of the action of  
26 the Mayor, shall be transmitted by the City Clerk to the Board of Public  
27 Works of the City of Fort Wayne, Indiana.

28 SECTION 3. That this Ordinance shall be effective upon passage  
29 and approval by the Mayor.

30  
31   
32 Councilman

APPROVED AS TO FORM  
AND LEGALITY,

  
CITY ATTORNEY

Read the first time in full and on motion by Hinga, seconded by

Stier, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.T.

DATE: 10-24-78

Charles W. Whittemore  
CITY CLERK

Read the third time in full and on motion by V. Schmidt,

seconded by Talarico, and duly adopted, placed on its passage.

PASSED (~~LOST~~) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>7</u>	<u>0</u>	_____	<u>2</u>	_____
<u>BURNS</u>	<u>X</u>	_____	_____	_____	_____
<u>HINGA</u>	_____	_____	_____	<u>X</u>	_____
<u>HUNTER</u>	<u>X</u>	_____	_____	_____	_____
<u>MOSES</u>	_____	_____	_____	<u>X</u>	_____
<u>NUCKOLS</u>	<u>X</u>	_____	_____	_____	_____
<u>SCHMIDT, D.</u>	<u>X</u>	_____	_____	_____	_____
<u>SCHMIDT, V.</u>	<u>X</u>	_____	_____	_____	_____
<u>STIER</u>	<u>X</u>	_____	_____	_____	_____
<u>TALARICO</u>	<u>X</u>	_____	_____	_____	_____

DATE: 4-10-79

Charles W. Whittemore  
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as

(~~ZONING MAP~~) (GENERAL) (~~ANNEXATION~~) (~~SPECIAL~~) (APPROPRIATION) ORDINANCE

(~~RESOLUTION~~) No. 6-10-79 on the 10th day of April, 1979

ATTEST: (SEAL)

Charles W. Whittemore  
CITY CLERK

James Stier  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th

day of April, 1979 at the hour of 2 o'clock P M., E.S.T.

Charles W. Whittemore  
CITY CLERK

Approved and signed by me this 17th day of april, 1979

at the hour of 4:00 o'clock P M., E.S.T.

Robert Elmschong  
MAYOR

Bill No. G-78-10-31

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance  
amending General Ordinance No. G-97 by authorizing the vacation  
of a certain street

have had said Ordinance under consideration and beg leave to report back to the Common  
Council that said Ordinance Do PASS.

JOHN NUCKOLS - CHAIRMAN

SAMUEL J. TALARICO - VICE CHAIRMAN

VIVIAN G. SCHMIDT

JAMES S. STIER

WILLIAM T. HINGA

*John Nuckols*  
*Samuel J. Talarico*  
*Vivian G. Schmidt*  
*James S. Stier*  
*William T. Hinga*

4-10-79  
DATE 4-10-79 Clerk

## RECEIPT

Date 10-9 1978 No. 10649Received From Parker, Hoover, Keller & WatermanAddress Strawss Bldg. Suite 200fifty 00/100 Dollars \$ 50.00For vacation - strawss

ACCOUNT			HOW PAID			By <u>Pat B.</u>
AMT. OF ACCOUNT			CASH			
AMT. PAID			CHECK	<input checked="" type="checkbox"/>		
BALANCE DUE			MONEY ORDER			



STATE OF INDIANA )  
                  ) SS:  
COUNTY OF ALLEN )

BEFORE THE CITY PLAN COMMISSION  
OF FORT WAYNE, INDIANA, AND THE  
COMMON COUNCIL OF THE CITY OF  
FORT WAYNE, INDIANA

PETITION TO VACATE PORTIONS  
OF  
RATHERT LANE AND DUSING AVENUE

The undersigned, LAKE COUNTY TRUST COMPANY, not individually, but as Trustee under a Trust Agreement dated December 16, 1968, and known as Trust No. 1471, by Landau & Heymen, Inc., its authorized agent, hereby petitions the City Plan Commission of the City of Fort Wayne, Indiana, and the Common Council of the City of Fort Wayne, Indiana for the vacation of that certain portion of the following public streets within the City of Fort Wayne, Indiana, hereby described as follows:

That portion of Rathert Lane, an east-west street, approximately twenty-five (25) feet in width, said portion running from the east property line of Dusing Avenue to the west property line of Lot No. 5 in Fernhill Place Amended Addition to the City of Fort Wayne, Indiana.

ALSO,

That portion of Dusing Avenue, a north-south street, approximately fifty (50) feet in width, said portion running from the south property line of Rathert Lane to a point twenty-five (25) feet north of the south property line of Lot No. 5 in Fernhill Place Amended Addition to the City of Fort Wayne, Indiana.

(See attached Exhibit "A")

In support of its petition, petitioner represents as follows:

1. The petitioner is the fee simple owner of all of the real estate abutting both sides of the portions of Rathert Lane and Dusing Avenue sought to be vacated, and the petitioner will be the only landowner who would be affected by the vacation of said portions of Rathert Lane and Dusing Avenue sought to be vacated.

2. The said portions of Rathert Lane and Dusing Avenue sought to be vacated have never been improved, have rarely been open to the public, and are not needed for ingress or egress or as a right-of-way by the petitioner, by any other property owner on Rathert Lane or Dusing Avenue, or by any of the citizens of Fort Wayne, Indiana; and it is petitioner's belief that the vacation of said portions of Rathert Lane and Dusing Avenue are not required for the growth of the City of Fort Wayne nor necessary for ingress or egress to any real estate within the City of Fort Wayne.

3. In the event any public utilities exist beneath said portions of Rathert Lane and Dusing Avenue sought to be vacated, your petitioner will cooperate fully in granting to the proper entities an easement or easements required to operate and maintain such public utilities.

4. The petitioner requests the vacation of said portions of Rathert Lane and Dusing Avenue in order to facilitate the completion of the amended development site plan of Glenbrook Shopping Center which has already been submitted to this Commission by the petitioner. Said portions of Rathert Lane and Dusing Avenue sought to be vacated will be used primarily as a landscaped area and will also contain a portion of a relocation and retention basin, all as indicated in the amended development site plan of Glenbrook Shopping Center heretofore presented to this Commission.

5. The vacation of said portions of Rathert Lane and Dusing Avenue would be in the best interests of the City of Fort Wayne and the citizens thereof, and would enable the petitioner to make advantageous and proper development of the property for the public and private use of the City of Fort Wayne, Indiana.

WHEREFORE, the undersigned LAKE COUNTY TRUST COMPANY, prays for the vacation of said portions of Rathert Lane and Dusing Avenue according to the authority granted in Indiana Code, Section

18-7-5-46, and for all other proper relief.

DATED THIS 6<sup>th</sup> DAY OF October, 1978.

LAKE COUNTY TRUST COMPANY,  
Trustee under Trust Agreement dated  
December 16, 1968, known as Trust  
#1471, by Landau & Heyman, Inc., its  
duly authorized agent

By Janet L. Rice  
Janet L. Rice, Agent for Landau &  
Heyman, Inc.

## RESOLUTION

WHEREAS, the LAKE COUNTY TRUST COMPANY has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public street in Fort Wayne, Allen County, to-wit:

"That portion of Rathert Lane, an east-west street, approximately twenty-five (25) feet in width, said portion running from the east property line of Dusing Avenue to the west property line of Lot No. 5 in Fernhill Place Amended Addition to the City of Fort Wayne, Indiana"

ALSO:

"That portion of Dusing Avenue, a north-south street, approximately fifty (50) feet in width, said portion running from the south property line of Rathert Lane to a point twenty-five (25) feet north of the south property line of Lot No. 5 in Fernhill Place Amended Addition to the City of Fort Wayne, Indiana"

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code, Section 18-7-5-46.

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on November 20, 1978, at 7:30 P.M., and at such hearing there were no objections of any kind or character which should prevent the vacation of said public street.

WHEREAS, said vacation of the street has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said street hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public street hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said public street or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of said street in Allen County, Indiana.

STATE OF INDIANA )  
COUNTY OF ALLEN ) SS:

I, Thomas Adams, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held November 20, 1978, and as the same appears of record in the official records of said Plan Commission.

67-84-10 3/19/79

RESOLUTION NO. 67-84-10

WHEREAS, the LAKE COUNTY TRUST COMPANY has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public street situated in Fort Wayne, Allen County, to-wit:

"That portion of Rathert Lane, an east-west street, approximately twenty-five (25) feet in width, said portion running from the east property line of Dusing Avenue to the west property line of Lot No. 5 in Fernhill Place Amended Addition to the City of Fort Wayne, Indiana"

ALSO:

"That portion of Dusing Avenue, a north-south street, approximately fifty (50) feet in width, said portion running from the south property line of Rathert Lane to a point twenty-five (25) feet north of the south property line of Lot #5 in Fernhill Place Amended Addition to the City of Fort Wayne, Indiana"

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 18-7-5-46; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of public street has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said public street hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public street hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said public street or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA )  
COUNTY OF ALLEN ) SS:

I, Henry B. Wehrenberg, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works at their meeting held March 19, 1979 and as same appears of record in the official records of said Board of Public Works.

DATED THIS 19th DAY OF March 1979

FORT WAYNE BOARD OF PUBLIC WORKS

Henry B. Wehrenberg  
Henry B. Wehrenberg, Chairman

Max G. Scott  
Max G. Scott, Member

Ethel H. LaMar  
Ethel H. LaMar, Member

EASEMENT

THIS GRANT OF EASEMENT, made this 9th day of March, 1979, by LAKE COUNTY TRUST COMPANY, not individually, but as Trustee under Trust Agreement dated December 16, 1968, and known as Trust #1471 (hereinafter referred to as Grantor).

WITNESSETH:

Grantor, for and in consideration of the sum of One (\$1.00) Dollar and other good and valuable consideration, the receipt of which is hereby acknowledged, hereby grants, quit claims, and conveys to GENERAL TELEPHONE COMPANY OF INDIANA, INC., a corporation organized and existing under the laws of the State of Indiana, with its principal place of business at Fort Wayne, Indiana, and to INDIANA & MICHIGAN ELECTRIC COMPANY, a corporation organized and existing under the laws of the State of Indiana, with its principal place of business at Fort Wayne, Indiana (hereinafter sometimes collectively referred to as Grantees) and their respective successors and assigns, a non-exclusive right-of-way and easement for underground communication facilities and underground electric transmission and/or distribution lines, with the right, privilege and authority to said Grantees, to place, relocate, and add to said facilities in, along, under, through or across the following described tract of real estate in Allen County, Indiana.

That portion of unimproved Rathert Lane to be vacated, an east-west street, approximately twenty-five (25) feet in width, said portion running from the east property line of Dusing Avenue to the west property line of Lot No. 5 in Fernhill Place Amended Addition to the City of Fort Wayne, Indiana.

Together with the right of ingress and egress to and over the adjoining real estate of the Grantor at reasonable time for the purpose of exercising and enjoying any and all

rights hereby enumerated. Grantees shall have the right to cut and remove from the easement any scrub trees, bushes and other growth, excluding landscaping, which may interfere with the use of said communication facilities.

Title to all property placed or installed within the easement by each Grantee under the terms of this easement, shall at all times remain in said Grantee and said Grantee shall at all reasonable times have the right to enter upon said easement to place, replace, remove or add to the same, provided such placement, replacement, removal or addition shall not unreasonably interfere with the Grantor's use of its real estate. All facilities installed by each Grantee within the easement shall be underground facilities and shall be installed in accordance with all regulatory requirements and in accordance with plans and specifications prepared by Grantees and approved in writing by Grantor or Grantor's engineers, which approval shall not be unreasonably withheld.

All lines, cables and equipment of any type or nature located within said easement by each Grantee shall be maintained in good working order and repair by said Grantee and Grantor shall not be liable for or assessed for any of the expenses of said repair, maintenance or reconstruction, except for the expenses of said repair, maintenance or reconstruction occasioned by the negligence of Grantor, its agents, employees or contractors. Grantees shall have a reasonable right of entry upon and over the easement and adjoining real estate of the Grantor for the purposes of performing such repair and maintenance and Grantees shall exercise such right in such a manner as to occasion the least possible interference with Grantor's use of its real estate.

Grantor reserves the right to use the easement in any way not inconsistent with the rights herein granted to Grantees, including the construction, maintenance and removal of pipe and conduit lines (excepting telephone and electrical transmission

and/or distribution facilities), sewers, ditches, parking areas, traffic control, roadways, landscaping, improvements, buildings and other structures. It is specifically understood that Grantor may construct a portion of its shopping center premises upon the easement herein granted, such right being specifically reserved by Grantor. Grantor agrees to notify Grantees prior to such construction. In the event it is necessary for Grantees in performing repairs and maintenance, other than repairs and maintenance occasioned by the negligence of Grantor, its agents, employees or contractors, to disturb any paving or landscaping on said easement, Grantees shall restore said paving or landscaping to its original condition.

In the event after completion of installation of any of the telephone and electrical transmission and/or distribution facilities as herein contemplated, Grantor desires to relocate or remove any such facilities of Grantees, Grantor shall give Grantees ten (10) days notice in writing, and upon expiration of said ten (10) days shall submit to Grantees a description of an alternate route and easement for said facilities. After submission of said alternate route Grantor and Grantees shall enter into a written agreement amending this easement to cover said alternate route and releasing from the terms hereof that portion of the original easement vacated, and Grantor by the terms hereof specifically reserves the authority and power to vacate that portion of the easement abandoned and to release the same. In such event, Grantees shall execute such partial releases as may be required. In the event any such relocation of said facilities is required at the instance of Grantor, the cost of such relocation shall be borne by Grantor.

It is expressly provided within this grant of easement that any person, firm, company or corporation authorized by

Grantees to enter upon any portion or portions of the easement or upon the adjoining real estate of Grantor, for any purpose, shall be fully covered by public liability and Workmen's Compensation Insurance. As additional consideration for the giving of this easement, Grantees shall pay for any reasonable damage done to any property of Grantor or to its land by Grantees or any of their respective agents in the course of exercise of Grantees' rights under this easement.

Grantees assume all risk of injury that they, their respective agents, employees or contractors may sustain on said easement or on any of Grantor's adjoining real estate and release Grantor from all liability therefor and covenant to, and hereby do, indemnify and hold harmless Grantor, its successors and assigns, against any and all liability for damages on Grantor's premises, except such damages as may be caused by the negligence of Grantor, its agents, employees or contractors. Grantees shall and hereby do, indemnify, protect, defend and save harmless the Grantor against those actions, suits, proceedings, losses, claims, demands, liabilities, damages and expenses (including court costs and attorneys fees) which Grantor may incur or suffer on account of or arising out of the existence of, or exercise by Grantees, their respective agents, employees, invitees or successors or assigns, of the interest, privileges and rights which are herein granted by Grantor to Grantees.

Grantor shall, and hereby does, indemnify, protect, defend and save harmless the Grantees, and each of them, against those actions, suits, proceedings, losses, claims, demands, liabilities, damages and expenses (including court costs and attorney fees) which Grantees may incur or suffer on account of or arising out of the existence of, or exercise by Grantor, its agents, employees, invitees, successors or assigns, of its rights over the easement and the adjoining real estate of Grantor.

This grant of easement is subject to all zoning laws and ordinances, building, use and other restrictions, prior ease-

ments, whether recorded or not, encumbrances of any kind or nature, and rights-of-way of record now existing or as hereafter granted. The easement herein granted is non-exclusive and Grantor specifically reserves the right to grant easements or other rights in, over or through the easement for other purposes, provided that such other easements or rights do not unreasonably interfere with the use of the easement herein granted to Grantees.

It is expressly understood and agreed by and between the parties hereto, anything herein to the contrary notwithstanding, that each and all of the representations, covenants, undertakings, and agreements herein made on the part of the Grantor while in form purporting to be the representations, covenants, undertakings and agreements of said Trustee, are nevertheless each and every one of them made and intended not as personal representations, covenants, undertakings, and agreements by the Trustee personally but are made and intended for the purpose of binding only that portion of the trust property specifically described herein, and this instrument is executed and delivered by said Trustee not in its own right, but solely in the exercise of the powers conferred upon it as such Trustee; and that no personal liability or personal responsibility is assumed by nor shall at any time be asserted or enforceable against said Lake County Trust Company on account of this instrument or on account of any representation, covenants, undertaking or agreement of the said Trustee in this instrument contained, either expressed or implied, all such personal liability, if any, being expressly waived and released.

This indenture contains all the terms and conditions of this easement, express or implied, between the parties hereto and shall be binding upon and inure to the benefit of, Grantor and Grantees and their respective representatives, heirs, successors, assigns, lessees and licensees.

Grantor, through its duly authorized agent, certifies that no Indiana gross income tax is due or payable at this time in respect to the transfer made by this indenture.

IN WITNESS WHEREOF, the undersigned Grantor has executed this easement this 9th day of March, 1979.

LAKE COUNTY TRUST COMPANY, not individually but as Trustee under Trust Agreement dated December 16, 1968, and known as Trust No. 1471.

ATTEST:

BY Anah L. Taggart By Joanne J. Forrester  
Anah L. Taggart, as Assistant-Secretary Joanne J. Forrester, as Trust Officer

STATE OF INDIANA )  
 ) SS:  
COUNTY OF LAKE )

Be it remembered that on this 9th day of March, 1979, before the undersigned, Dorathy Horst, a Notary Public in and for the County and State aforesaid, duly commissioned and qualified, personally came Joanne J. Forrester and Anah L. Taggart, the Trust Officer and Assistant-Secretary, respectively of LAKE COUNTY TRUST COMPANY and acknowledged the execution of the foregoing instrument as the act and deed of said Trust Company.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last written.

My Commission Expires:

February 21st, 1982

Dorathy Horst  
Dorathy Horst, Notary Public  
Resident of Lake County, Indiana

DIGEST SHEET

TITLE OF ORDINANCE Street Vacation Ordinance 6-78-10-31

DEPARTMENT REQUESTING ORDINANCE Long Range Planning & Zoning - CD&P

SYNOPSIS OF ORDINANCE That portion of Rathert Lane, an east-west street,  
approximately twenty-five (25) feet in width, said portion running from the east property  
line of Dusing Avenue to the west property line of Lot No. 5 in Fernhill Place Amended  
Addition to the City of Fort Wayne, IN. ALSO: That portion of Dusing Avenue, a north-south  
street, approximately fifty (50) feet in width, said portion running from the south  
property line of Rathert Lane to a point twenty-five (25) feet north of the south property  
line of Lot No. 5 in Fernhill Place Amended Addition to the City of Fort Wayne, IN.

EFFECT OF PASSAGE Property will revert to adjacent property owners.

EFFECT OF NON-PASSAGE Property will remain as public right-of-way.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) \_\_\_\_\_

ASSIGNED TO COMMITTEE (J.N.) \_\_\_\_\_



OFFICE OF THE CITY CLERK

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

charles w. westerman, clerk -- room 122

April 18, 1979

Ms. Virginia Grace  
Fort Wayne Newspapers, Inc.  
600 West Main Street  
Fort Wayne, IN 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of April 23 and 30, 1979, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council  
of Fort Wayne, IN

Zoning Map Ordinances:

Bill No. Z-79-02-04  
(as amended)  
Zoning Map Ordinance NO. Z-11-79

Bill No. Z-79-02-08  
Zoning Map Ordinance No. Z-12-79

Bill No. Z-79-02-35  
Zoning Map Ordinance No. Z-13-79

Bill No. G-78-10-31  
General Ordinance No. G-10-79

Please send us 16 copies of the Publisher's Affidavit from both newspapers.

Sincerely,

*Charles W. Westerman*

Charles W. Westerman  
City Clerk

CWW/ne  
ENCL: 1

LEGAL NOTICE

Notice is hereby given that on the 10th day of April, 1979, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-79-02-04 (as amended) --- Zoning Map Ordinance No. Z-11-79, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. L-14 and M-14

Notice is hereby given that on the 10th day of April, 1979, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-79-02-08 --- Zoning Map Ordinance No. Z-12-79, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. L-10

Notice is hereby given that on the 10th day of April, 1979, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-79-02-35 --- Zoning Map Ordinance No. Z-13-79, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. L-7 and Repealing Zoning Map Ordinance No. Z-04-79

Notice is hereby given that on the 10th day of April, 1979, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. G-78-10-31 --- General Ordinance No. G-10-79, being AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain street

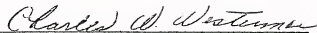
I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. Z-79-02-04 (as amended) --- Zoning Map Ordinance No. Z-11-79; Bill No. Z-79-02-08 --- Zoning Map Ordinance No. Z-12-79; Bill No. Z-79-02-35 --- Zoning Map Ordinance No. Z-13-79 and Bill No. G-78-10-31 --- General Ordinance No. G-10-79, were passed by the Common Council on the 10th day of April, 1979, and said Ordinances were duly signed and approved by the Mayor on the 17th day of April, 1979, and now remains on file and on record in my office.

Copies of said Bill No. Z-79-02-04 (as amended) --- Zoning Map Ordinance No. Z-11-79; Bill No. Z-79-02-08 --- Zoning Map Ordinance No. Z-12-79; Bill No. Z-79-02-35 --- Zoning Map Ordinance No. Z-13-79 and Bill No. G-78-10-31 --- General Ordinance No. G-10-79, will be posted in the following places in Fort Wayne, Allen County, Indiana.

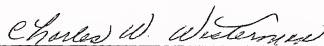
- (1) The main floor lobby of the City-County Building
- (2) The bulletin board in the lobby of the Downtown Fort Wayne Public Library
- (3) The bulletin board in the lobby at the East door of the Allen County Court House

Copies of said Bill No. Z-79-02-04 (as amended) --- Zoning Map Ordinance No. Z-11-79; Bill No. Z-79-02-08 --- Zoning Map Ordinance No. Z-12-79; Bill No. Z-79-02-35 --- Zoning Map Ordinance No. Z-13-79 and Bill No. G-78-10-31 --- General Ordinance No. G-10-79, will be posted in the following places in Fort Wayne, Allen County, Indiana, for reading.

- (1) Reference Room in the north end of the main floor in said Downtown Public Library
- (2) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana, Room 122, City-County Building, Fort Wayne, Indiana

  
Charles W. Westerman  
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above ordinances in the designated places as stated above on April 20, 1979.

  
Charles W. Westerman  
City Clerk

Common Council of Fort Wayne  
(Governmental Unit)To NEWS-SENTINEL Dr.Allen

County, Ind.

FORT WAYNE, INDIANA

## PUBLISHER'S CLAIM

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines \_\_\_\_\_

Head number of lines \_\_\_\_\_

Body number of lines 97Tail number of lines 1Total number of lines in notice 98

## COMPUTATION OF CHARGES

98 lines, 1 columns wide equals 98 equivalent lines at 25¢ \$ 25.38  
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount) \_\_\_\_\_

Charge for extra proofs of publication (50 cents for each proof in excess of two) 7.00

TOTAL AMOUNT OF CLAIM.

\$ 32.38

## DATA FOR COMPUTING COST

Width of single column 9.9 emsSize of type 5½ pointNumber of insertions 2Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date April 30

pass the following Bill No. 2-79-02-08 — Zoning Map Ordinance No. 2-12-79, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. L-10.

Notice is hereby given that on the 10th day of April, 1979, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. 2-79-02-35 — Zoning Map Ordinance No. 2-13-79, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. L-7 and Repealing Zoning Map Ordinance No. 2-04-79.

Notice is hereby given that on the 10th day of April, 1979, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. G-78-10-31 — General Ordinance No. G-10-79, being AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain street.

I, Charles W. Westernman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. 2-79-02-04 (as amended) — Zoning Map Ordinance No. 2-12-79, Bill No. 2-79-02-35 — Zoning Map Ordinance No. 2-13-79 and Bill No. G-78-10-31 — General Ordinance No. G-10-79, were passed by the Common Council on the 10th day of April, 1979, and said Ordinances were duly signed and approved by the Mayor on the 17th day of April, 1979, and now remains on file and on record in my office.

Copies of said Bill No. 2-79-02-04 (as amended) — Zoning Map Ordinance No. 2-12-79, Bill No. 2-79-02-35 — Zoning Map Ordinance No. 2-13-79 and Bill No. G-78-10-31 — General Ordinance No. G-10-79, will be posted in the following places in Fort Wayne, Allen County, Indiana, for reading:

(1) Reference Room in the north end of the main floor in said Downtown Public Library.

(2) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana, Room 122, City-County Building, Fort Wayne, Indiana.

I, Charles W. Westernman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above ordinances in the designated places as stated above on April 20, 1979.

Charles W. Westernman, City Clerk  
4-23-30

ATTACH  
ADVERTISE

Court House

Copies of said Bill No. 2-79-02-04 (as amended) — Zoning Map Ordinance No. 2-12-79, Bill No. 2-79-02-35 — Zoning Map Ordinance No. 2-13-79 and Bill No. G-78-10-31 — General Ordinance No. G-10-79, will be posted in the following places in Fort Wayne, Allen County, Indiana, for reading:

(1) Reference Room in the north end of the main floor in said Downtown Public Library.

(2) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana, Room 122, City-County Building, Fort Wayne, Indiana.

I, Charles W. Westernman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above ordinances in the designated places as stated above on April 20, 1979.

Charles W. Westernman, City Clerk  
4-23-30

Title CLERK

VIT

I, notary public in and for said county and state, the  
GERKEN who, being duly sworn, says

TERK of the

newspaper of general circulation printed and published  
FORT WAYNE, INDIANA

and county aforesaid, and that the printed matter attached hereto is a true copy, was duly published in said paper for two times the dates of publication being

as:

4/23-30/79

bed and sworn to before me this 30th day of April 19 79ommission expires September 28, 1979

Notary Public

Notice is hereby given that on the 10th day of April, 1979, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. 2-79-02-04 (as amended) — Zoning Map Ordinance No. 2-13-79, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. L-14 and M-14.

Notice is hereby given that on the 10th day of April, 1979, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did

pass the following Bill No. 2-79-02-08 — Zoning Map Ordinance No. 2-12-79, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. L-10.

Notice is hereby given that on the 10th day of April, 1979, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. 2-79-02-35 — Zoning Map Ordinance No. 2-13-79 and Bill No. G-78-10-31 — General Ordinance No. G-10-79, being AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain street.

I, Charles W. Westernman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. 2-79-02-04 (as amended) — Zoning Map Ordinance No. 2-12-79, Bill No. 2-79-02-35 — Zoning Map Ordinance No. 2-13-79 and Bill No. G-78-10-31 — General Ordinance No. G-10-79, were passed by the Common Council on the 10th day of April, 1979, and said Ordinances were duly signed and approved by the Mayor on the 17th day of April, 1979, and now remains on file and on record in my office.

Copies of said Bill No. 2-79-02-04 (as amended) — Zoning Map Ordinance No. 2-12-79, Bill No. 2-79-02-35 — Zoning Map Ordinance No. 2-13-79 and Bill No. G-78-10-31 — General Ordinance No. G-10-79, will be posted in the following places in Fort Wayne, Allen County, Indiana:

(1) The main floor of the City-County Building.

(2) The bulletin board in the lobby of the Downtown Fort Wayne Public Library.

(3) The bulletin board in the lobby at the East door of the Allen County

Common Council of Fort Wayne  
(Governmental Unit)

To.....NEWS-SENTINEL.....Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

## PUBLISHER'S CLAIM

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines \_\_\_\_\_

Head number of lines \_\_\_\_\_

Body number of lines 97Tail number of lines 1Total number of lines in notice 98

## COMPUTATION OF CHARGES

98 lines, 1 columns wide equals 98 equivalent lines at 25.94 \$ 25.38  
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount) \_\_\_\_\_

Charge for extra proofs of publication (50 cents for each proof in excess of two) 7.00TOTAL AMOUNT OF CLAIM. \$ 32.38

## DATA FOR COMPUTING COST

Width of single column 9.9 cms

Size of type 5 1/2 pointNumber of insertions 2Size of quad upon which type is cast 2 1/4

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

*V. E. Gerken*Date April 30, 1979Title CLERK

## PUBLISHER'S AFFIDAVIT

State of Indiana  
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned.....V. E. GERKEN.....who, being duly sworn, says that she is.....CLERK.....of the

NEWS-SENTINEL

a.....DAILY.....newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA town of

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for.....two times.....the dates of publication being as follows:

4/23-30/79Subscribed and sworn to before me this 30th day of April, 1979*V. E. Gerken*

Notary Public

My commission expires September 28, 1979

## ADVERTISE

(as amended) -  
Ordinance No. Z-11-79;  
08 - Zoning Map Ord.  
13-79; Bill No. Z-79;  
Map Ordinance No. G-78-10-31 - Gen.  
No. G-10-79, were  
Common Council on  
April, 1979, and  
were duly signed by  
the Mayor on the 12  
1979, and now remain  
record in my office.  
Copies of said Bill  
(as amended) - Z-  
11-79; Bill No. Z-79;  
Map Ordinance No. G-78-10-31 - Gen.  
No. G-10-79, will be posting places in Fort  
Wayne, Indiana.  
(1) The main file  
County Building  
(2) The bulletin board  
of the Downtown Public  
Library  
(3) The bulletin board  
at the East door ofNotice is hereby given that on the 10th day of April, 1979, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-79-02-54 (as amended) - Zoning Map Ordinance No. Z-11-79, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. L-14 and AL-14.  
Notice is hereby given that on the 10th day of April, 1979, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did

Common Council of Fort Wayne  
(Governmental Unit)To NEWS-SENTINEL Dr.Allen County, Ind.FORT WAYNE, INDIANA

## PUBLISHER'S CLAIM

## LINE COUNT

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Body number of lines 97

Tail number of lines 1

Total number of lines in notice 98

## COMPUTATION OF CHARGES

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cents per line

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Charge for extra proofs of publication (50 cents for each proof in excess of two) 7.00

TOTAL AMOUNT OF CLAIM. \$ 32.38

## DATA FOR COMPUTING COST

Width Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-79-02-04 (as amended) — Zoning Map Ordinance No. Z-11-79; Bill No. Z-79-02-08 — Zoning Map Ordinance No. Z-12-79; Bill No. Z-79-02-35 — Zoning Map Ordinance No. Z-13-79 and Bill No. G-78-10-31 — General Ordinance No. G-10-79, were passed by the Common Council on the 10th day of April, 1979, and said Ordinances were duly signed and approved by the Mayor on the 17th day of April, 1979, and now remains on file and on record in my office.

Size of type 5 1/2 point

Number being AN ORDINANCE amending General Ordinance No. G-47 by authorizing the vacation of a certain street

Size of quad upon which type is cast 5 1/2

Pursuant to the provisions of the Act of April 1, 1967.

I hereby certify that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date April 30

Title CLERK

## PUBLISHER'S AFFIDAVIT

of Indiana  
County SS:

I, V. E. GERKEN, Clerk of said County, do hereby certify that the above and foregoing is a true and correct copy of the original as the same appeared before me, a notary public in and for said county and state, the signed \_\_\_\_\_ who, being duly sworn, says that is \_\_\_\_\_ of the \_\_\_\_\_

## NEWS-SENTINEL

## DAILY

\_\_\_\_\_ newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA \_\_\_\_\_ town \_\_\_\_\_

and county aforesaid, and that the printed matter attached hereto is a true copy, was duly published in said paper for two times \_\_\_\_\_ the dates of publication being \_\_\_\_\_

Witness my hand and seal of office this \_\_\_\_\_ day of \_\_\_\_\_ 1979.

4/23-30/79  
V. E. Gerken  
Notary Public  
Subscribed and sworn to before me this 30th day of April 1979  
Harry V. Owen

My commission expires September 28, 1979

Notice is hereby given that on the 10th day of April, 1979, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-79-02-04 (as amended) — Zoning Map Ordinance No. Z-11-79; Bill No. Z-79-02-08 — Zoning Map Ordinance No. Z-12-79; Bill No. Z-79-02-35 — Zoning Map Ordinance No. Z-13-79 and Bill No. G-78-10-31 — General Ordinance No. G-10-79, will be posted in the following places in Fort Wayne, Allen County, Indiana, for reading: (1) The bulletin board in the lobby of the Downtown Fort Wayne Public Library (2) The bulletin board in the lobby at the East door of the Allen County Court House (3) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana, Room 122, City County Building, Fort Wayne, Indiana. Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above ordinances in the designated places as stated above on April 20, 1979. Charles W. Westerman, City Clerk 4-23-79

Notice is hereby given that on the 10th day of April, 1979, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-79-02-35 — Zoning Map Ordinance No. Z-13-79, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. L-1 and Repealing Zoning Map Ordinance No. Z-64-79.

Notice is hereby given that on the 10th day of April, 1979, the Common

Common Council of Fort Wayne  
(Governmental Unit)To NEWS-SENTINEL Dr.Allen County, Ind.FORT WAYNE, INDIANA

## PUBLISHER'S CLAIM

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## COMPUTATION OF CHARGES

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Additional charge for notices containing rule or tabular work (50 per cent of above amount) \_\_\_\_\_

Charge for extra proofs of publication (50 cents for each proof in excess of two) 7.00

TOTAL AMOUNT OF CLAIM.

\$ 32.38

## DATA FOR COMPUTING COST

Width of single column 9.9 ems

Size of type 5½ pointNumber of insertions 2Size of quad upon which type is cast 3½

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date April 30, 19 79 Title CLERK

## PUBLISHER'S AFFIDAVIT

State of Indiana  
ALLEN County SS:Personally appeared before me, a notary public in and for said county and state, the undersigned, V. E. GERKEN, who, being duly sworn, saysthat she is CLERK of theNEWS-SENTINELDAILYa newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANAin state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:4/23-30/79Subscribed and sworn to before me this 30th day of April, 19 79My commission expires September 28, 1979

Notice is hereby given that on the 10th day of April, 1979, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-79-02-04 (as amended) — Zoning Map Ordinance No. Z-11-79, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. L-14 and M-14.

Notice is hereby given that on the 10th day of April, 1979, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-79-02-03 — Zoning Map Ordinance No. Z-12-79, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. L-10.

Notice is hereby given that on the 10th day of April, 1979, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-79-02-35 — Zoning Map Ordinance No. Z-13-79, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. L-7 and Repealing Zoning Map Ordinance No. Z-04-79.

Notice is hereby given that on the 10th day of April, 1979, the Common

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Common Council of Fort Wayne

(Governmental Unit)

To JOURNAL-GAZETTE Dr.Allen

County, Ind.

FORT WAYNE, INDIANA

## PUBLISHER'S CLAIM

## LINE COUNT

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Size of type 5 1/2 pointNumber of insertions 2Size of quad upon which type is cast 5 1/4

Pursuant to the provision and penalties of Ch. 89, Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date April 30 19 79Title CLERK

## PUBLISHER'S AFFIDAVIT

State of Indiana  
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE  
DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA town

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times the dates of publication being as follows:

4/23-30/79

Subscribed and sworn to before me this 30th day of April 19 79

My commission expires September 26, 1979

Notary Public

COPY OF  
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Common Council of Fort Wayne

(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen

County, Ind.

FORT WAYNE, INDIANA

## PUBLISHER'S CLAIM

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Body number of lines 97

Tail number of lines 1

Total number of lines in notice 98

## COMPUTATION OF CHARGES

98 lines, 1 columns wide equals 98 equivalent lines at 25¢ \$ 25.38  
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge \_\_\_\_\_ cents for each proof in excess of two) 7.00  
\$ 32.38

## DATA FOR COMPUTATION

Width \_\_\_\_\_ Size of type 5 1/2 point

Number \_\_\_\_\_ Size of quad upon which type is cast 5 1/2

Pursuant to the provisions of \_\_\_\_\_ 1967.

I hereby certify that the above is a true and correct statement of the charges claimed, and that no part of the same has been paid.

*Arvilla DeWald*

Title CLERK

April 30

Notice is hereby given that on the 10th day of April, 1979, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. Z-79-02-04 (as amended) - Zoning Map Ordinance No. Z-12-79, being an ORDINANCE amending the City of Fort Wayne Zoning Map Ordinance No. L-14 and M-14.

Notice is hereby given that on the 10th day of April, 1979, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. Z-79-02-04 (as amended) - Zoning Map Ordinance No. Z-12-79, being an ORDINANCE amending the City of Fort Wayne Zoning Map Ordinance No. L-14 and M-14.

Notice is hereby given that on the 10th day of April, 1979, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. Z-79-02-04 (as amended) - Zoning Map Ordinance No. Z-12-79, being an ORDINANCE amending the City of Fort Wayne Zoning Map Ordinance No. L-14 and M-14.

Notice is hereby given that on the 10th day of April, 1979, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. Z-79-02-04 (as amended) - Zoning Map Ordinance No. Z-12-79, being an ORDINANCE amending the City of Fort Wayne Zoning Map Ordinance No. L-14 and M-14.

Notice is hereby given that on the 10th day of April, 1979, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. Z-79-02-04 (as amended) - Zoning Map Ordinance No. Z-12-79, being an ORDINANCE amending the City of Fort Wayne Zoning Map Ordinance No. L-14 and M-14.

## PUBLISHER'S AFFIDAVIT

Indiana  
County SS:

I, \_\_\_\_\_, personally appeared before me, a notary public in and for said county and state, the undersigned, ARVILLA DEWALD, who, being duly sworn, says that she is \_\_\_\_\_ of the \_\_\_\_\_

CLERK

JOURNAL-GAZETTE

DAILY

a \_\_\_\_\_ newspaper of general circulation printed and published in the English language in the city of \_\_\_\_\_ FORT WAYNE, INDIANA town \_\_\_\_\_

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for \_\_\_\_\_ two times \_\_\_\_\_ the dates of publication being as follows:

6/23-30/79

Subscribed and sworn to before me this

30th

day of April 19 79

Notary Public

My commission expires

September 28, 1979

To ..... JOURNAL-GAZETTE ..... Dr

..County, Ind.

FORT WAYNE, INDIANA

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) – number of equivalent lines

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Tail      number of lines

Total number of lines in notice

97

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93

### COMPUTATION OF CHARGES

98 lines, 1 columns wide equals 98 equivalent lines at 259¢ \$ 25.38  
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

7.00

TOTAL AMOUNT OF CLAIM.

3. 31

## DATA FOR COMPUTING COST

Width of single column 9.9 cms

Size of type ..... 5 1/2 ..... point

Number of insertions ..... **2**

Size of quad upon which type is cast...5 1/2...

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arville De Kald

Date **April 30** 19 **79**

Title.....CLERK

## PUBLISHER'S AFFIDAVIT

State of Indiana  
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned.....**ARVILLA DEWALD**..... who, being duly sworn, says that she is.....**CLERK**..... of the

JOURNAL-GAZETTE

a ..... DAILY ..... newspaper of general circulation printed and published  
in the English language in the city of ..... FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy,  
which was duly published in said paper for.....**two times**....., the dates of publication being  
as follows:

4/23-30/79

Subscribed and sworn to before me this \_\_\_\_\_

30th

12

Apr 11

79

My commission expires.

September 28, 1979

Notary Public